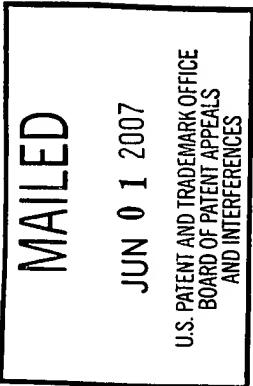


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte LELAND JAMES WIESEHUEGEL,
REBECCA LYNN ROBERTS, CHARLES H. LOAR,
and
CARLOS JOEL CARVALHO DE FORMIGA XAVIER

Application 09/773,197
Technology Center 3600



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This Image File Wrapper (IFW) application was electronically received at the Board of Patent Appeals and Interferences on February 23, 2007. A review has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below.

APPEAL BRIEF

The Appellants filed an Amendment After-Final on August 30, 2006. It is not clear from the record the status of this Amendment. The Examiner must follow guidelines set forth in the *Manual of Patent Examining Procedure* §§ 706.07(f) and 714.13 in regards to issuing a response to an After-Final Amendment. Correction is required.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner:

- (1) to follow guidelines set forth in the *MPEP* as noted above with regard to following proper procedures for issuing an appropriate response to the After-Final Amendment received August 30, 2006; and
- (2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: Patrick J. Nolan
PATRICK J. NOLAN
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PJN/hh

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